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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Fernand LABRIE

Serial No.: 10/749,981

Filed: December 30, 2003

Date: July 28, 2004

Confirmation No.: 9674

Group Art Unit: 1646

Examiner: --

For:

MEDICAL USES OF A SELECTIVE ESTROGEN RECEPTOR MODULATOR

IN COMBINATION WITH SEX STEROID PRECURSORS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Submitted herewith is a Form PTO-1449 listing references for consideration by the Examiner. Applicant respectfully requests that the listed references be made of record in the subject application.

In accordance with 37 C.F.R. 1.98(d), copies of any of the listed references which were previously cited by or submitted to the U.S. Patent and Trademark Office in parent application 09/330,799, now U.S. Patent 6,670,346 are not enclosed because such copies are already available in the parent file.

No fee is deemed necessary in connection with the filing of the subject Information Disclosure Statement. However, in the event a fee is required, of if any fee due during the pendency of this application is not paid, the Patent and Trademark Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450, on July 28, 2004:

William O. Gray, III

Name of applicant, assignee or Registered Representative

> Signature July 28, 2004

Date of Signature

Respectfully submitted,

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WOG:db Enclosures

Sheet Lof 1 OFGS File No. P/1259-765 Application 10/749,981 APPLICANTS ART CITATION Applicant Fernand Labrie (Use several sheetspicose Group Art Unit 1646 Filing Date December 30, 2003 U.S. PATENT DOCUMETS (not submitted for applications filed after 6/30/03) Examiner Initial Date MM-YYYY Filing Date If Appropriate Document Number Name Class US-5,840,735 11-1998 Labrie et al. US-5,843,984 12-1998 Clay et al. 514 443 FOREIGN PATENT DOCUMENTS Date MM-YYYY Translation Sub-Document Number Country Class class Yes WO 99/59581 11-1999 **WIPO** 07-1997 0 781 555 European Union WO 93/10741 06-1993 **WIPO** P 95 01985 07-1996 Hungary P 99 002847 01-1992 Hungary P 98 01230 06-1999 Hungary 208150 08-1993 Hungary P 95 00229 05-1996 Hungary OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) F. Labrie et al., "DHEA and the Intracrine Formation of Androgens and Estrogens in Peripheral Target Tissues: Its Role During Aging," Steroids, 53:322-328 (1998) F. Labrie et al., "Interactions Between Estrogens, Androgens, Progestins, and Glucocorticoids in ZR-75-1 Human Breast Cancer Cells," Annals New York Academy of Sciences, pp. 130-148, 1990 S. Luo et al., "Prevention of Development of Dimethylbenz(a)anthracene (DMBA) - Induced Mammary Tumors in the Rat by the New Nonsteroidal Antiestrogen EM-800 (SCH57050)," Breast Cancer Research and Treatment, 49:1-11 (1998) Schwartz et a., "Dehydroepiandrosterone: an anti-obesity and anti-carcinogenic agent", Nutr. Cancer 1981, 31 (1), 46-53 ISSN: 01635581 Couillard, S.; Labrie, C.; Gauthier, S.; Labrie, F., Abstract, Maturitas, (1997), Vol. 27, No. SUPPL., pp. 80, Title: "Inhibitory Effect of a new Non-Steroidal Pure Antiestrogen (EM-800) in Combination with DHEA on Human ZR-75-1 Breast Tumors in Nude Mice" Examiner Date Considered EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.



Application No
10/749,981

Applicant
Fernand LABRIE

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Group Art Unit
1646

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Examiner	Date considered	